

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

OEC FREIGHT (NY) INC.

SUMMONS IN A CIVIL ACTION

V.

CLARE FREIGHT INT'L (U.S.A.), INC. and
GREEN DRAKE, INC.

CASE NUMBER:

TO: (Name and address of Defendant)

Clare Freight Int'l (U.S.A.), Inc.
150-62 76 Road
Flushing, New York 11367

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Edward C. Radzik
McDermott & Radzik, LLP
Wall Street Plaza
88 Pine Street - 21st Floor
New York, New York 10005-1801
(212) 376-6400

an answer to the complaint which is served on you with this summons, within 30 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

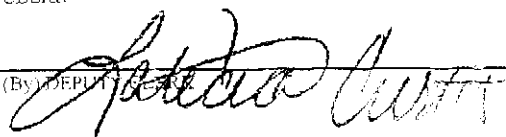
J. MICHAEL McMAHON

DEC 06 2007

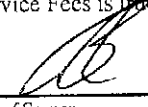
CLERK

DATE

(By) DEPUTY CLERK



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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE January 22nd, 2008	
NAME OF SERVER (PRINT) ROBERT RAMSAY	TITLE PROCESS SERVER	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: CLARE FREIGHT INT'L (U.S.A) INC. NY 11367 at 1:32 P.M.		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify): By leaving with Norman Lee, General Agent Des: male, yellow, black hair, 5'7", 165 lbs., 30's years of age		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>January 23rd, 2008</u> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <small>Date</small> </div> <div style="text-align: center;">  <small>Signature of Server</small> ROBERT RAMSAY Lic. No. 0871312 233 Broadway New York, NY 10279 <small>Address of Server</small> </div> </div> </p>		

RECEIVED
 JAN 31 2008
 McDERMOTT & RADZIK LLP

FORWARDED TO: [illegible]

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.